

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No. 482 of 1998

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
1 to 5 : NO

SUNITAPARK COOPERATIVE HOUSING SOCIETY

Versus

STATE OF GUJARAT

Appearance:

M/S.VYAS ASSOCIATES for Petitioner

MR SR DIVETIA APP for Respondent No. 1

NOTICE SERVED BY DS for Respondent No. 2, 3

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 17/07/98

ORAL JUDGEMENT

Rule returnable today. Mr. Divetia, learned APP appears and waives service of rule on behalf of Respondent State. Learned advocate Mr. M.C Barot appears for the petitioner and states he does not press the prayers made in the petition, except the prayer that the petitioner-Society be given police protection in

respect of its possession of lands bearing Survey No. 263 admeasuring 1 acre 15 gunthas and Survey No. 264 admeasuring 2 acre 20 gunthas, situate in the sim of village Gotta, Taluka-Daskroi. Mr. Divetia, learned Addl. PP states that the State shall have no objection to grant such police protection, provided the Society bears the cost for the same. Mr. Barot states that the Society shall bear the costs. It is, therefore, directed that petitioner-Society be provided police protection at their costs at the above referred land site. Petition is allowed accordingly. Rule is made absolute. There shall be no order as to costs.

Prakash*